

4025. Misbranding of Solfera tablets. U. S. v. 63 Unlabeled Bottles, etc.
(F. D. C. No. 34410. Sample No. 52320-L.)

LIBEL FILED: December 10, 1952, District of New Jersey.

INTERSTATE SHIPMENT: On or about June 10, 1952, from New York, N. Y.

PRODUCT: 63 unlabeled bottles and 385 labeled bottles of *Solfera tablets* in the possession of the Scientific Aids Co., Jersey City, N. J.

RESULTS OF INVESTIGATION: The tablets were shipped in a bulk container labeled, in part, "Tablets Ferrous Sulphate." They had been repacked in bottles, a portion of which were unlabeled and the remainder labeled. The tablets were advertised in various magazines, including the May 1952 issue of "Whisper," as follows: "Period Delayed * * * Don't Worry! Use Doctor's Prescription! Be relieved of this worry! Your Period Delay may be functional and this Doctor's Method may bring prompt relief! It is a Quality Preparation of Official Medical Drugs! Easy to take and No harmful after effects!"

LABEL, IN PART: (Bottle) "Solfera Tablets Directions: Take one tablet with water after each meal three times daily. CAUTION: Use only as directed. Contents: Ferrous Sulphate—Each Tablet contains 5 grains U. S. P. 50 Tablets Indicated for secondary Anemia when due to Iron Deficiency. Distributed By Scientific Aids Company, Inc."

NATURE OF CHARGE: Misbranding, Section 502 (f) (1), the labeling of the article failed to bear adequate directions for use for the purpose for which it was intended since its labeling bore no directions for use in treating delayed menstruation, which was the condition for which it was intended. The article was misbranded while held for sale after shipment in interstate commerce.

DISPOSITION: January 23, 1953. Default decree of condemnation and destruction.

4026. Misbranding of Reeser's Vegetable Liver Pills. U. S. v. 20,000 Tablets, etc.
(F. D. C. No. 33579. Sample No. 7936-L.)

LIBEL FILED: September 8, 1952, Western District of Pennsylvania.

ALLEGED SHIPMENT: On or about March 15, 1950, from Baltimore, Md.

PRODUCT: *Reeser's Vegetable Liver Pills*. 20,000 tablets and 3 dozen boxes, each box containing 20 tablets, and a number of loose labels at New Kensington, Pa., in the possession of the Bloom Drug Store.

RESULTS OF INVESTIGATION: The consignee had repacked the tablets into the boxes from the container in which the tablets were shipped and a number of labels were caused to be printed by the consignee.

LABEL, IN PART: (Bulk shipment) "Private Formula No. 7295 Powd Ext Belladonna Lvs 1/10 Gr (.00124 Grain Alkaloids.) Powd Ext Cascara Sag. Podophyllin Aloin"; (box) "Reeser's Vegetable Liver Pills * * * Bloom Drug Store 968 Fourth Avenue New Kensington, Pa."

NATURE OF CHARGE: Misbranding, Section 502 (a), the statements on the label of the article "* * * Liver Pills for sick headache, dizziness, biliousness, sluggish liver, nerve and blood disorders * * * they will exert a wonderful tonic effect in nervous ailments and blood disorders" were false and misleading since the article was not an adequate and effective treatment for the diseases, symptoms, and conditions suggested and implied.

Further misbranding, Section 502 (b) (1), the label of the article failed to bear the name and place of business of the manufacturer, packer, or distributor, since the name and address appearing on the label of the repackaged article, namely, "Bloom Drug Store, New Kensington, Pa.," were not those of the manufacturer and were not qualified by phraseology that revealed the connection which Bloom Drug Store had with the article; and Section 502 (e) (2), the article was fabricated from two or more ingredients, and its label failed to bear the common or usual name of each active ingredient and the quantity of belladonna alkaloids contained in the article.

Further misbranding, Section 502 (f) (2), the labeling failed to bear adequate warnings against use of the article in those pathological conditions where its use may be dangerous to health, and against unsafe duration of administration, since its labeling failed to bear a warning against use when there is abdominal pain, nausea, vomiting, or other symptoms of appendicitis; the labeling failed to bear a warning to the effect that frequent or continued use, or use in accordance with the directions appearing upon the label, namely, "If one is taken each night or one every other night as indicated," may result in establishing dependence upon laxatives to move the bowels; and the labeling failed to bear a warning to the effect that if a skin rash appeared, use of the article should be discontinued.

The article was misbranded in the above respects while held for sale after shipment in interstate commerce.

DISPOSITION: November 24, 1952. Default decree of condemnation and destruction.

4027. Misbranding of Mer-I-Col iron tonic. U. S. v. 60 Bottles, etc. (F. D. C. No. 33219. Sample No. 2295-L.)

LIBEL FILED: April 28, 1952, Southern District of Georgia.

ALLEGED SHIPMENT: On or about March 12, 1952, by the National Mer-I-Col Sales Co., from Columbus, Ohio.

PRODUCT: 60 1-pint bottles and 58 8-ounce bottles of *Mer-I-Col iron tonic* at Savannah, Ga.

RESULTS OF INVESTIGATION: In the March 14 and 21, 1952, issues of a newspaper circulated in the Savannah area, there appeared advertisements for the product. These advertisements were printed on instructions of, and from mats furnished by the National Mer-I-Col Sales Co.

LABEL, IN PART: "Mer-I-Col Iron Tonic Active Ingredients Iron and Ammonium Citrates, Gentian Root, Thiamine Hydrochloride and a trace of Copper Sulfate (Iron Catalyst). Directions One tablespoonful before each meal, three times a day."

NATURE OF CHARGE: Misbranding, Section 502 (f) (1), the labeling of the article failed to bear adequate directions for use in the treatment of rheumatism, arthritis, neuritis, stomach ailments, weak kidneys, rheumatic pains, headaches, acids, toxins, bloating, weak back, lumbago, leg pains, lack of vitality and energy, poor appetite, nervousness, underweight, dizzy spells, indigestion, stomach gas, dyspepsia, intense pain in the stomach and chest, wild heart palpitation, fire-like feeling from the throat to the pit of the stomach, loss of weight, tissue, and strength, sour stomach, cramps, spitting up bits of half-digested food and hot, sour liquid, biliousness, sick headaches that last for